

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA**

EASTERN DIVISION

UNITED STATES OF AMERICA

Plaintiff(s)

vs.

SHOLOM RUBASHKIN

Defendant(s)

HEARING MINUTES

Case No.: 2:08 CR 1324

1:08 MJ 381

1:08 MJ 363

Presiding Judge: Magistrate Judge JON STUART SCOLES

Deputy Clerk: Lindsey Brumback

Court Reporter: Patrice Murray **Contract?** No.

(If yes, send copy to financial)

| | | | | | | | |
|----------------------------|--|---|----------------------------|---|-------------------|---|--------------------------------------|
| Date: | 11/19/08 | Start: | 2:00 pm | Adjourn: | 3:51 pm | Time in Chambers: | |
| Recesses: | | | | | | Telephonic? | |
| Appearances: | Plaintiff(s): | AUSAs Peter E. Deegan, Jr. and Matthew J. Cole | | | | | |
| | Defendant(s): | appears personally with F. Montgomery Brown and Baruch Weiss | | | | | |
| | U.S. Probation: | Mike Brogla and Zach Ward | | | | | |
| | Interpreter: | N/A | | Language: | -- | | Certified: -- Phone -- |
| TYPE OF PROCEEDING: | | IS THE HEARING | | Contested? | Yes | Continued from a previous date? No | |
| ARRAIGNMENT: | X | AND/OR | INITIAL APPEARANCE: | | X | | |
| | Event: | 08cr1324 - Arraignment on superseding indictment filed 11/13/08 08mj381 - Detention hearing 08mj363 - Initial appearance on violation of pre-trial release | | | | | |
| | Was defendant <i>Mirandized</i>? | Yes | | | | | |
| | Defendant pleaded | Not guilty to all counts 1, 2, and 3 of the superseding indictment | | | | | |
| | Counsel: | Retained: | X | or | Appointed: | | FPD/Other: |
| | Stipulation to discovery plan? | | Yes | Did defendant provide financial affidavit? | | -- | |
| | Was a trial date set? | | Yes | Date: | 01/20/09 LRR | | |
| DETENTION: | X | OR | REVOCATION: | X | OR | PRELIMINARY EXAMINATION | |
| | Moving party: | | | # | | | |
| | Nature of proceeding: | | | Ruling: | | | |
| | Review of detention or conditions | | X | Ruling reserved. Order will follow. | | | |
| | Witness/Exhibit List is | | Following this document. | | | | |

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| | Miscellaneous: | Formal reading of the superseding indictment waived. Status hearing set on 12/23/08 at 12:00 pm before Magistrate Judge Jon S Scoles. By agreement of counsel, initial appearance on revocation of pre-trial release (08-mj363) will be held in conjunction with the detention hearing (08mj381). In regard to detention, ruling is reserved and defendant detained pending further order of the court. |
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UNITED STATES DISTRICT COURT

NORTHERN

DISTRICT OF

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V.
SHOLOM RUBASHKIN

EXHIBIT AND WITNESS LIST

Case Number: 08cr1324, 08mj381, 08mj363

[illegible]

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.